

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                           |   |                           |
|---------------------------|---|---------------------------|
| UNITED STATES OF AMERICA, | ) |                           |
|                           | ) |                           |
| Plaintiff,                | ) | 8:08CR360-1               |
|                           | ) |                           |
| vs.                       | ) | ORDER OF COURT            |
|                           | ) | TO DISMISS THE INDICTMENT |
| THOMAS MENDICINO,         | ) |                           |
|                           | ) |                           |
| Defendant.                | ) |                           |

IT IS ORDERED, pursuant to Federal Rule of Criminal Procedure 48(a), leave of Court is granted for the dismissal without prejudice of the Indictment regarding Defendant, THOMAS MENDICINO, pursuant to Motion of the United States (Filing No. 43).

DATED this 27<sup>th</sup> day of February, 2009.

BY THE COURT:

s/ Joseph F. Bataillon  
JOSEPH F. BATAILLON  
United States Chief District Judge